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**State Water Resources Control Board**

Division of Drinking Water

January 16, 2019

System No. 1000492

Gilbert Montelongo, Senior Pastor  
Tabernacle of Praise Church  
1919 N. Academy  
Sanger, CA 93657

**CITATION NO. 03-23-19C-002**  
**TOTAL COLIFORM MAXIMUM CONTAMINANT LEVEL VIOLATION**  
**FOR September and October 2018**

Enclosed is Citation No. 03-23-19C-002 (hereinafter "Citation"), issued to the Tabernacle of Praise Church (hereinafter "Water System"), public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The Water System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code, (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

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FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

265 West Bullard Avenue, Suite 101, Fresno, CA 93704 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

The Water System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the Water System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the state board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

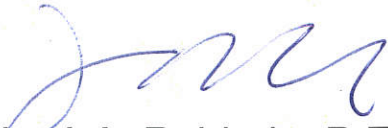
Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the state board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

Information regarding filing petitions may be found at:

[http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions regarding this matter, please contact Rakel Hairabedian of my staff at 559-447-3300.

Sincerely,



José A. Robledo, P.E.  
Senior Water Resource Control Engineer  
Fresno District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7016 3010 0000 0446 2161

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF DRINKING WATER

**Name of Public Water System:**

Tabernacle of Praise Church

**Water System No:** 1000492

**Attention:** Gilbert Montelongo, Senior Pastor

1919 N. Academy  
Sanger, CA 93657

**Issued:** January 16, 2019

**CITATION FOR NONCOMPLIANCE WITH  
CALIFORNIA HEALTH AND SAFETY CODE, SECTION  
116555(a)(1) AND  
CALIFORNIA CODE OF REGULATIONS, TITLE 22,  
SECTION 64426.1**

**TOTAL COLIFORM MAXIMUM CONTAMINANT LEVEL  
VIOLATION  
SEPTEMBER AND OCTOBER 2018**

1 The California Health and Safety Code (hereinafter  
2 "CHSC"), Section 116650 authorizes the State Water  
3 Resources Control Board (hereinafter "State Water  
4 Board"), to issue a citation to a public water system when  
5 the State Water Board determines that the public water  
6 system has violated or is violating the California Safe  
7 Drinking Water Act (hereinafter "California SDWA"),  
8 (CHSC, Division 104, Part 12, Chapter 4, commencing  
9 with Section 116270), or any regulation, standard, permit,  
10 or order issued or adopted thereunder.

11  
12 The State Water Board, acting by and through its  
13 Division of Drinking Water (hereinafter "Division") and the  
14 Deputy Director for the Division, hereby issues Citation  
15 No. 03-23-19C-002 (hereinafter "Citation"), pursuant to  
16 Section 116650 of the CHSC to the Tabernacle of Praise  
17 Church Water System (hereinafter "Water System"), for  
18 violation of CHSC, Section 116555(a)(1) and California  
19 Code of Regulations (hereinafter "CCR"), Title 22,  
20 Section 64426.1.

21  
22 Applicable statutes and regulations can be found at:

23 [https://www.waterboards.ca.gov/drinking\\_water/certlic/dri](https://www.waterboards.ca.gov/drinking_water/certlic/dri)  
24 [nkingwater/Lawbook.html](https://www.waterboards.ca.gov/drinking_water/certlic/dri)



## STATEMENT OF FACTS

The Water System is classified as a transient - noncommunity public water system with an approximate population of 30, serving 5 connections. The Water System operates under Domestic Water Supply Permit No. 03-23-15P-015 issued by the State Water Board on April 1, 2015.

CHSC, Section 116555(a)(1) requires all public water systems to comply with primary drinking water standards as defined in CHSC, Section 116275(c). Primary drinking water standards include maximum levels of contaminants and the monitoring and reporting requirements as specified in regulations adopted by the State Water Board that pertain to maximum contaminant levels.

CCR, Title 22, Section 64426.1, Total Coliform Maximum Contaminant Level (hereinafter "MCL"), states that a public water system is in violation of the total coliform MCL if it collects fewer than 40 bacteriological samples per month and if more than one sample collected during any month is total coliform-positive.

The Division received laboratory results for four bacteriological samples, collected during September 2018 from the distribution system and from Well 4 of the

1 Water System. All samples were analyzed for the  
2 presence of total coliform bacteria. Two of the distribution  
3 and Well 4 tested positive for total coliform bacteria.  
4 None of the total coliform positive samples showed the  
5 presence of *Escherichia coli* (*E. coli*) bacteria.  
6 Additionally, the Division received laboratory results for  
7 three more bacteriological samples collected during  
8 October 2018. The October samples were comprised of  
9 three distribution samples. All three samples were  
10 positive for total coliform bacteria.

## 11 12 DETERMINATION

13  
14 The Water System took fewer than 40 bacteriological  
15 samples during September and October of 2018. The  
16 results of three samples were total coliform positive in  
17 September and the results of three samples were total  
18 coliform positive in October. Therefore, the State Water  
19 Board has determined that the Water System has failed  
20 to comply with drinking water standards pursuant to  
21 CHSC, Section 116555(a)(1) and CCR, Title 22, Section  
22 64426.1 during September and October 2018. Public  
23 Notification and a Level 2 Assessment are required. The  
24 Division's District 23 team members, Mariadela Hurtado-  
25 Brown and José Robledo conducted the Level 2  
26 Assessment on October 31, 2018. Their report is  
27 included as Attachment A.

## DIRECTIVES

The Water System is hereby directed to take the following actions:

1. **Continuing immediately**, the Tabernacle of Praise Church water system shall provide public notification of ongoing coliform contamination by posting the notice provided as Attachment B in conspicuous locations throughout the area served by the water system.

By **February 28, 2019**, the Water System shall provide proof of public notification of the total coliform MCL violation for September and October 2018 by completing Attachment C and returning it via email to:

[dwpdist23@waterboards.ca.gov](mailto:dwpdist23@waterboards.ca.gov)

2. By **February 28, 2019**, the Water System shall provide proof to the Division of the implementation of all corrective actions identified in the completed "Level 2 Assessment" (Attachment A).
3. By **February 5, 2019**, the Water System shall collect five routine distribution samples and have



1       them analyzed for coliform bacteria. All results shall  
2       be submitted to the Division by February 10, 2019.

3  
4       All submittals required by this Citation shall be  
5       electronically submitted to the State Water Board at the  
6       following address. The subject line for all electronic  
7       submittals corresponding to this Citation shall include the  
8       following information: Water System name and number,  
9       citation number and title of the document being  
10      submitted.

11  
12                      [dwpdist23@waterboards.ca.gov](mailto:dwpdist23@waterboards.ca.gov)

13  
14      The State Water Board reserves the right to make  
15      modifications to this Citation as it may deem necessary  
16      to protect public health and safety. Such modifications  
17      may be issued as amendments to this Citation and shall  
18      be effective upon issuance.

19  
20      Nothing in this Citation relieves the Water System of its  
21      obligation to meet the requirements of the California  
22      SDWA (CHSC, Division 104, Part 12, Chapter 4,  
23      commencing with Section 116270), or any regulation,  
24      standard, permit or order issued or adopted thereunder.

## **PARTIES BOUND**

This Citation shall apply to and be binding upon the Water System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.


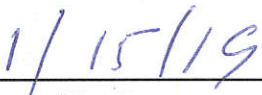
## **SEVERABILITY**

The directives of this Citation are severable, and the Water System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

## **FURTHER ENFORCEMENT ACTION**

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to

1 comply with an order of the State Water Board, and to  
2 petition the superior court to take various enforcement  
3 measures against a public water system that has failed to  
4 comply with an order of the State Water Board. The  
5 State Water Board does not waive any further  
6 enforcement action by issuance of this Citation.

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10   
11 José A. Robledo, P.E.  Date  
12 Senior Water Resource Control Engineer  
13 Fresno District  
14 SOUTHERN CALIFORNIA BRANCH  
15 DRINKING WATER FIELD OPERATIONS

- 16  
17 Attachment [3]  
18 A. Completed Level 2 Assessment form  
19 B. Public Notice  
20 C. Proof of Public Notification  
21  
22 Certified Mail No. 7016 3010 0000 0446 2161

